



MEMO ENDORSED

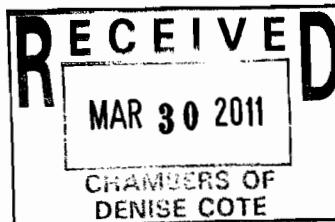
KILPATRICK TOWNSEND & STOCKTON LLP

www.kilpatricktownsend.com
31 West 52nd Street
14th Floor
New York, NY 10019
t 212 775 8700 f 212 775 8800

direct dial 212 775 8715
direct fax 212 775 8815

jpetersen@kilpatricktownsend.com

March 30, 2011



BY HAND

Honorable Denise Cote
United States District Judge
United States Courthouse
500 Pearl Street, Room 1040
New York, New York 10007

Re: *In re Application of AT&T Wireless f/k/a Cingular Wireless*, 09 Civ. 7072, related to *United States v. Am. Soc'y of Composers, Authors & Publishers*, 41 Civ. 1395

Dear Judge Cote:

We represent AT&T Mobility in the above-referenced matter. We write in accordance with the Court's instructions that AT&T Mobility explain the basis for its proposed redactions to paragraph 5 a. of the parties' Settlement, Mutual Release and License Agreement (a copy of which was enclosed with Mr. Parness's March 25, 2011 letter).

AT&T Mobility has proposed redacting the identities of two third parties with whom AT&T Mobility has entered into confidential agreements regarding ringback tones. One of these third parties has agreed to clear public performance rights in its ringback tones offered through AT&T Mobility's ringback tone service. ASCAP has no objection to these proposed redactions.

AT&T Mobility seeks these redactions in accordance with its agreements with these third parties, which agreements impose confidentiality obligations upon AT&T Mobility with respect to the terms of the agreements. In the event that the Court is disinclined to grant AT&T Mobility's request, AT&T Mobility respectfully requests that the Court afford the relevant AT&T Mobility counterparties an opportunity to be heard.

We thank the Court for its attention to this matter.

Respectfully submitted,

Joseph Petersen

cc: David Leichtman, Esq.
Hillel I. Parness, Esq.
Joseph M. Beck, Esq.
W. Andrew Pequignot, Esq.

These parties must provide
any opposition to the
disclosure by April
6, 2011.

Denise Cote
March 30, 2011

US2008 2483943 2

ATLANTA AUGUSTA CHARLOTTE DENVER DUBAI NEW YORK OAKLAND PALO ALTO RALEIGH SAN DIEGO SAN FRANCISCO SEATTLE STOCKHOLM TAIPEI TOKYO WALNUT CREEK WASHINGTON, DC WINSTON-SALEM